

ESTTA Tracking number: **ESTTA777048**

Filing date: **10/17/2016**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding.	91161557
Applicant	Defendant Osborne Distribuidora, S.A. and Grupo Osborne, S.A.
Other Party	Plaintiff Red Bull GmbH
Have the parties held their discovery conference as required under Trademark Rules 2.120(a)(1) and (a)(2)?	No

### **Motion for Suspension in View of Civil Proceeding With Consent**

The parties are engaged in a civil action which may have a bearing on this proceeding. Accordingly, Osborne Distribuidora, S.A. and Grupo Osborne, S.A. hereby requests suspension of this proceeding pending a final determination of the civil action. Trademark Rule 2.117.

Osborne Distribuidora, S.A. and Grupo Osborne, S.A. has secured the express consent of all other parties to this proceeding for the suspension and resetting of dates requested herein.

Osborne Distribuidora, S.A. and Grupo Osborne, S.A. has provided an e-mail address herewith for itself and for the opposing party so that any order on this motion may be issued electronically by the Board.

### **Certificate of Service**

The undersigned hereby certifies that a copy of this paper has been served upon all parties, at their address record by Facsimile or email (by agreement only) on this date.

Respectfully submitted,  
/david a. weinstein/  
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10/17/2016

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Opposition No. 91161557

Red Bull GmbH

v.

Osborne Distribuidora, S.A.  
and Grupo Osborne, S.A.

**STIPULATED MOTION TO CONTINUE THE SUSPENSION OF PROCEEDINGS**

NOW COMES Osborne Distribuidora, S.A. and Osborne y Cia, S.A., by and through their attorney David A. Weinstein, and files this Stipulated Motion to Continue the Suspension of Proceedings regarding the above-identified opposition, in response to the Trademark and Trial Appeal Board's ("Board") September 27, 2016 Order.

To the knowledge of the attorneys for applicants and opposer, foreign court proceedings concerning issues that may bear upon the mark in question are continuing. Because of the possibility a decision may have an impact on the parties' positions in the instant proceeding, the parties seek continuing suspension of the instant proceedings for a period ending no earlier than one-month from the date said attorneys learn of final disposition of the foreign proceedings.

This motion is filed in good faith and not for purposes of delay.

Opposer's attorney consented to and agrees with this request by means of a telephone conference with applicants' attorney Angela Riordan on October 14, 2016.

Date: October 17, 2016

Respectfully submitted,

/david a. weinstein/  
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**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that a copy of this paper is being served on October 17, 2016 on Opposer's attorney by e-mail with consent.

Martin Greenstein  
Techmark Corporation  
Mrg@techmark.com

Respectfully submitted,